

Riviera
Holdings Corp

1

According to:

DEBTORS' SECOND OMNIBUS OBJECTION TO CERTAIN UNLIQUIDATED PROOFS OF CLAIM FILED BY PERSONS INJURY CLAIMANTS PURSUANT TO 11 U.S.C. & 502 AND FED. R. BANKR. P. 3007(d)(5) my claim is being deemed disallowed or disputed.

RECEIVED
AND FILED

DEC 16 2010

I have received a "Proof of Claim" form from Gordon Silver on behalf of Riviera Holdings Corporation, to which I did not contact Gordon Silver in any way before receiving this "Proof of Claim" form. The above noted bankruptcy filing says, "The Claims Are Properly Disallowed Because The Claimants Have Failed To Satisfy Their Burden Of Establishing *Prima Facie* Evidence Of The Validity And Amount Of Their Claims." With that being said by the courts, I do not believe that is true. Gordon Silver has sent me a "Proof of Claim" form because Riviera Holdings Corporation was properly notified of the request for remedy by Nevada Equal Rights Commission with a remedy form, a Charge of Public Accommodation Discrimination form, and the information involved in the case. This is the reason that Gordon Silver sent me the "Proof of Claim" form, as I have not had any contact with them before I received the form. The court is saying that I did not properly establish *prima facie* evidence of the validity and amount of my claim, however, that is untrue as Riviera Holdings Corporation had the forms and information before the "Proof of Claim" form was sent to me. In either case that the information was not properly submitted to the bankruptcy court, I am sending this response to the bankruptcy court in response to the objection. I do not believe my claim should be disallowed or disputed and I believe I am rightfully allowed to submit my claim and receive the right remedy.

U.S. BANKRUPTCY COURT
JAMES SCHOTT, CLERK

To whom it may concern,

Taking a vacation is fun and building memories is the key to being able to remember forever. Every vacation may have a flaw or some issues may occur during the trip; however, the problems that occurred while we were on our trip started as minor problems that could easily be fixed by an upper management member and then it escalated to a terror-filled nightmare that no one can change. I hope and pray that no one else has to ever experience the horrific encounters as we have. Ms. Balasbas and I, have never been through anything more horrifying or disturbing in our lives. We have been humiliated, discriminated against, and our privacy was violated. We were paraded around like criminals, harassed, cursed at, and almost assaulted. We feel that there is no respect from the hostile employees at the Riviera and there are more problems to come due to the hazardous situations Riviera puts its customers into. After we were harassed, accused of parting in illegal activities, and discriminated against; all we were asking the security management was to fix the situation and help us. We were guests of the hotel. We were calling for management to get some help. Instead we were harassed, threatened, intimidated, humiliated, and defamatory words and discriminatory words were used against us. We needed help! We came to Las Vegas to celebrate love, life, and my partners birthday. We did not come to Las Vegas to be belittled. I almost lost my partner of six years after a painful and life threatening hospital stay in the Intensive Care Unit, Rehabilitation, and I was devastated. When she finally came to, we decided that we were going to get

Domestic Partnership , to which in our luck Nevada supports this. The week we arrived we picked up our papers from the Secretary of State. My partner celebrated her 23rd birthday, which we had no idea she would live to see this day during her near death experience. We were very hurt and disappointed that the day before Valentine's day we would have to be removed from our hotel because of a security officers misconceptions. We were celebrating our non-traditional "marriage" the week we were staying in Las Vegas, and all of that came down to a teary end because of the tragedy we were put in. I hope and pray this never happens to anyone ever again; next time it may be worse. My "wedding" day, my partners birthday celebration and life celebration was ruined. I do not understand why the security decided to treat us this way, but, I believe we deserve restitution and justice must be served. My partner came on this vacation with a disability, the security officers disregarded that. Also, we were discriminated by our color, our gender, race, sex, sexual orientation, age, and class. Justice must be served. If we cannot come to an agreement, I believe there are other legal ways to settle this matter.

Respectfully,

Ashley-Ann Fernandez

A handwritten signature in black ink that reads "Ashley-Ann Fernandez". The signature is written in a cursive, flowing style with a large, stylized 'A' at the beginning.

SECRETARY OF STATE



Certificate Number: 001592

This is to certify that

ASHLEY-ANN P. FERNANDEZ

and

BROOKE K. BALASBAS

In accordance with Nevada Revised Statutes Chapter 122A are registered as

**DOMESTIC PARTNERS
IN THE STATE OF NEVADA**



IN WITNESS WHEREOF, I have hereunto
set my hand and affixed the Great Seal of State,
at my office on 2/3/2010

A handwritten signature in black ink, appearing to read "Ross Miller".

ROSS MILLER
Secretary of State

Furthermore, I attest that I do not do any illicit drugs. I do not partake in any illegal and unethical activities. I am a responsible and respectable adult in my community. I am a parent that cares about the well-being of my child and I would never put my child in any danger. If the court would like to obtain DNA through blood samples, hair follicle tests, urinary test, or skin tests; I am willing and ready to accept the task at hand. If blood tests are needed from prior to this incident, I am an active blood donor at Hawaii Blood Bank which screen for drugs, and my clinical lab may have some samples available from previous tests done for medical conditions I am being treated for. I have offered The Riviera Hotel and Casino staff to have me tested for illicit drug usage and I was denied. I am willing and ready to be tested as I was before because I have not used drugs at the time, nor do I do drugs now. I am disappointed and disgusted that we must take this route to see justice be served.

Respectfully,

Ashley-Ann Fernandez

Ashley-Ann Fernandez 11/24/2010

Date and time of events that occurred while in Las Vegas during this vacation:

We have recorded time and date information of our whereabouts through receipts, tickets and phone records that were accumulated in Las Vegas.

- **Feb. 9, 2010 @ 10:15p.m: Left Hawaii for Las Vegas**
- **Feb. 10, 2010 @ 7:31a.m: arrived in Salt Lake City Utah**
- **Feb. 10, 2010 @ 9:18a.m: arrived in Las Vegas**
- **Feb. 10, 2010 @ 10:01a.m: Checked in at The Riviera Hotel and Casino**
- **Feb. 10, 2010 @ 1:00p.m: At the Fremont Hotel and Casino**
- **Feb. 10, 2010 @ 2:44p.m: Chocolate Heaven#3 in the Riviera hotel and Casino**
- **Feb. 10, 2010 @ 3:15p.m:Changed rooms due to unsanitary room (Moved from room 2103 to 2314 in the Monte Carlo Tower)**
- **Feb. 10, 2010 @ 6:12p.m: In-N-Out Burger Sahara**
- **Feb. 10, 2010 @ 7:50p.m:Walmart**
- **Feb. 10, 2010 @ 8:10p.m: Arrived at the Rio Hotel and Casino for the Penn and Teller show that started at 9:00p.m.**
- **Feb. 10, 2010 @ 9:00p.m-11:00p.m: Penn and Teller show at the Rio and meet and greet with Penn and Teller**
- **Feb. 10, 2010 @ 11:22p.m:Walmart**
- **Feb. 10, 2010 @ 11:45p.m:Fremont Hotel and Casino to meet with family**
- **Feb. 10, 2010 @ 2:00a.m: Returned to the Riviera Hotel and Casino. Found filthy bed and left for the night**

- **Feb. 11, 2010 @ early morning: Called front desk manager and moved rooms to room 2506. Bell cart came to get our things.**
- **Feb. 11, 2010 @ approx. noon-4:30p.m: Premium Outlets mall (Receipt for Hot Dog on a Stick)**
- **Feb. 11, 2010 @ 5:20p.m: Circus Circus Hotel and Casino**
- **Feb. 11, 2010 @ 7:30pm: Lawry's prime Rib**
- **Feb. 11, 2010 @ 10:50p.m: Mandalay Bay and Casino**
- **Feb. 11, 2010 @ approximately Midnight: Returned back to The Riviera Hotel and Casino**
- **Feb. 12, 2010 @ 11:21a.m: ABC Store in The Riviera Hotel and Casino to purchase tobacco**
- **Feb. 12, 2010 @ 12:00p.m: Nevada Secretary of State Office to pick up our Domestic Partnership papers**
- **Feb. 12, 2010 @ 1:00p.m: Swap meet near the Secretary of State Office**
- **Feb. 12, 2010 @ 2:30p.m: Stratosphere Hotel and casino (Receipt @ 3:56p.m @ Tower Pizzeria)**
- **Feb. 12, 2010 @ 12:16a.m: Gustav's Bar Paris Las Vegas**
- **Feb. 13, 2010 @ 3:30a.m: ABC Store Riviera Hotel and Casino**
- **Feb. 13, 2010 @ 6:23p.m: Riviera Hotel and Casino Buffet**
- **Feb. 13, 2010 @ 8:01p.m: ABC Stores in the Riviera Hotel and Casino**
- **Feb. 13, 2010 @ 8:10p.m: Left The Riviera Hotel to go to Fremont Hotel and Casino**

- **Feb. 13, 2010 @ approx. 10p.m:** Arrived back at the Riviera Hotel and got accused of doing drugs and was being harassed by Security Personnel.
- **Feb. 13, 2010 @ 10:26p.m:** Called Riviera Front Desk @ 702-734-5110 Spoke with the manager. Call lasted 11 minutes
- **Feb. 13, 2010 @ 10:38p.m:** Called Las Vegas Metropolitan Police Department at 702-828-3111. Call Lasted 3 minutes
- **Feb. 14, 2010 @ 3:08a.m:** Called Cheaptickets.com at 1-888922-8849.
32Minutes
- **Feb. 14, 2010 @ 12:16p.m:** Called the Riviera Security Office to speak with Doug Poppa 702-734-5110. Call Lasted 3 minutes

GUEST CHARGE

Present this slip for charging privileges
throughout the hotel

EXPIRES ON DEPARTURE

ASHLEY ANN FERNANDEZ

Room: 2103
Group: ORBTZPG
Guests: 2
Arrival: Feb 10
Departure: Feb 15
Payment method: FMC



401995892242

WELCOME to the Riviera Hotel and Casino
Your credit card will be authorized for the
balance of room and tax as well as
incidentals

ASHLEY ANN FERNANDEZ
You are registered to room 2103

One King Bed Monte Carlo Tower

Feb 10	Package
Feb 11	Package
Feb 12	Package
Feb 13	Package
Feb 14	Package

CreditCard MASTERCARD *****9472

Directions to the Monte Carlo Tower

Proceed into the casino past the bell desk.
Turn right at the banking center and proceed
past the Versailles Showroom to the
elevators on the left

Welcome to the Riviera!
We hope you enjoy your stay.
Please see the Bell Desk for luggage
assistance.
www.Rivierahotel.com



401995892242

2901 Las Vegas Blvd S.
Las Vegas NV US

P83047

XXXXXXXXXXXX9472
SEQ NUMB 2711
AUTH NUM 101105

WITHDRAW \$300.00
FROM CHK
SURCHARGE: \$4.00

LEDGER \$1929.14
AVAIL \$1629.14

GCA

www.gca.com

Int'l. Integrated Payment Systems Inc.
Englewood, Colorado 80151**CUSTOMER COPY**Think
Be Responsible
FOR INFORMATION ABOUT HELP
WITH A GAMING PROBLEM, CALL
1-800-323-4700

58356762

Pay To: [REDACTED] Pay The Sum Of: ***\$500.00*** (U.S. Funds)

Fee: \$16.95
Acct Charged: \$516.95
Purchased From: DEBIT
Reference: 004130610208
Location: 79796171Cardholder: ashley fernandez
Card Number: *****9472
[REDACTED]CASH
NON-NEGOTIABLE

Player's Card:

FOR QUESTIONS ABOUT THIS TRANSACTION, CALL 800-644-0439
We collect nonpublic personal information ("information") about you from the following sources:

- (i.) Information we receive from you on applications or other forms; and
-
- (ii.) Information about your transactions with us, our affiliates, or others.

We may disclose all of the information that we collect, as described above. We may disclose information about you to the casino in which you use our services. We may also disclose information about you to nonaffiliated third parties as permitted by law. We may disclose all of the information we collect, as described above, to companies that perform marketing services on our behalf or to other financial institutions with whom we have joint marketing agreements. If you prefer that we not disclose information about you to nonaffiliated third parties, you may opt-out of those disclosures, that is, you may direct us not to make those disclosures (other than those permitted by law). If you wish to opt-out of disclosures to nonaffiliated third parties, you should contact us at (800) 644-0439. We may also disclose information about you to those employees who we determine need to know that information to provide products or services to you. We maintain physical, electronic, and procedural safeguards to guard information about you.

[REDACTED]
MILLS HOTEL
LAS VEGAS, NV. 89109-43

ASHLEY ANN FERNANDEZ

GROUP: ORBTZPG
GUESTS: [REDACTED]

PAYMENT METHOD: FHC

LAS VEGAS, NV 89102
(800)786-1000**CREDIT SALE**

Easy #1	
2 Db1Db1	5.98
2 W	
FF Animal	3.19
Lg Coke	1.50
XL T-Shirt	8.95

CHARGE DETAILName: ASHLEY FERNANDEZ
Card Type: MasterCard
Account: *****9472 S
Auth Code: 091060
Trans #: 1277

AUTH AMT: \$21.21

[REDACTED] LT T1 [REDACTED]

CUSTOMER COPY

TERMINAL I.D.: 007542211830605711001

MERCHANT #: 54211830605711

CARD: [REDACTED]
[REDACTED] *****9472

SALE [REDACTED] AUTH: 000005

ATCH: 595 AUTH: 076036

TOTAL \$22.16

ASHLEY FERNANDEZ

I AGREE TO PAY ABOVE TOTAL AMOUNT
ACCORDING TO CARD ISSUER AGREEMENT
(MERCHANT AGREEMENT IF CREDIT VOUCHER)

CUSTOMER COPY

YOUR GUEST NUMBER IS
49

6:38 PM

080 1 337 1293

Cashier: CHRISTINE
Check : 49

** V Shk 1.85

Counter-Take Out 1.85
TAX 8.10% .15
Amount Due \$2.00

Mastercard Tender \$2.00
Change \$.00
THANK YOU!

Walmart
Save money. Live better.

Walmart
MANAGER ROBERT HOLDER
(702) 258 - 4540
ST# 3473 DP# 00006033 TE# 24 TR# 08685
PTX TAMPON 007830009836 3.97 X
SUBTOTAL 3.97
TAX 1 8.100 % 0.32
TOTAL 4.29
DEBIT TEND 4.29
DEBIT CASH BACK 100.00
TOTAL DEBIT PURCHASE 104.29
CHANGE DUE 100.00

EFT DEBIT PAY FROM PRIMARY
ACCOUNT : 9472
4.29 PURCHASE
100.00 CASH BACK
104.29 TOTAL PURCHASE
REF # 004200670626
NETWORK ID. 0090 APPR CODE 142567
02/10/10 19:50:18

1 ITEMS SOLD 1

TC# 2798 9340 9386 9518 4644



Tax Free In store Jackson Hewitt
and Check Cashing at Walmart

Rio All Suite
Hotel And Casino
PRESENTS

In The Penn & Teller Theater

Pre-show with live jazz by
The Mike Jones Duo at 8pm

Gratuity Not Included
L.E.T. Included
No Exchanges/No Refunds
No Cameras/Video Equipment

Seats Not Guaranteed
30 Minutes Prior To Show Time

SECT 2 A
ROW BB
SEAT 10

EXC- VDC P&T
\$82.50
EVegas.com

USER: Ja Mc
POS: Penn Tr 03

ResID: 531 525 311
5201-1137164-002001

Code:

Trans Tkt Qty: 2

Rio All Suite
Hotel And Casino
PRESENTS

In The Penn & Teller Theater

Pre-show with live jazz by
The Mike Jones Duo at 8pm

Gratuity Not Included
L.E.T. Included
No Exchanges/No Refunds
No Cameras/Video Equipment

Seats Not Guaranteed
30 Minutes Prior To Show Time

SECT 2 A
ROW BB
SEAT 9

EXC- VDC P&T
\$82.50
EVegas.com

USER: Ja Mc
POS: Penn Tr 03

ResID: 531 525 311
5201-1137164-002002

Code:

Trans Tkt Qty: 2

Save money. Live better.

Walmart
MANAGER ROBERT HOLDER
(702) 258 - 4540

ST# 3473 OP# 00003967 TE# 08 TR# 04762
SC RASPBERRY 007874243448 F 0.78 N
BLENDED JCE 004850005011 F 2.63 0
SPLASH JCE 006100012711 F 1.98 0
SPLASH JCE 006100012711 F 1.98 0
BBQ PRZL PC 007797600682 F 2.60 N
SUBTOTAL 9.87
TOTAL 9.87
DEBIT TEND 9.87
DEBIT CASH BACK 100.00
TOTAL DEBIT PURCHASE 109.87
CHANGE DUE 100.00

EFT DEBIT PAY FROM PRIMARY
ACCOUNT : 9472
9.87 PURCHASE
100.00 CASH BACK
109.87 TOTAL PURCHASE
REF # 004200299619
NETWORK ID. 0090 APPR CODE 461602
02/10/10 23:21:59

ITEMS SOLD 5

TC# 7967 9460 5658 5001 1836



Tax Prep in store at Jackson Hewitt
and \$3 Check Cashing at Walmart

GROUP: ORBTZPG
GUESTS: 1

PAYMENT METHOD: FMC

CHECK #702232-1

1 32oz. CHILLER	\$3.75
Sales Tax 08.10%	\$0.30
TOTAL	\$4.05

\$1 TUESDAYS!!
Every Tuesday
Hot Dogs on a Stick
are just \$1 each!

1 CUSTOMER

Visit us at...
www.hotdogonastick.com

Smile Given By : Krista M.

ORDER 089

CASH	:	\$4.25
CHANGE:		\$0.20

GCAwww.gcainc.com

Issued by Integrated Payment Systems Inc.
Englewood, Colorado 82-40/1021

CUSTOMER COPY

Think
Be Responsible

FOR INFORMATION ABOUT HELP
WITH A GAMBLING PROBLEM, CALL
1-800-522-4700

57783835

Pay To:

Pay The Sum Of: ***\$500.00*** (U.S. Funds)

Fee: \$16.95
Acct Charged: \$516.95
Purchased From: DEBIT
Reference: 004231016922
Location: 79803387

Cardholder: ASHLEY FERNANDEZ
Card Number: *****9472

CASH
NON-NEGOTIABLE

Player's Card:

FOR QUESTIONS ABOUT THIS TRANSACTION, CALL 800-644-0439

We collect nonpublic personal information ("information") about you from the following sources:

- (i.) Information we receive from you on applications or other forms; and
- (ii.) Information about your transactions with us, our affiliates, or others.

We may disclose all of the information that we collect, as described above. We may also disclose information about you to nonaffiliated third parties as permitted by law. We may disclose all of the information we collect, as described above, to companies that perform marketing services on our behalf or to other financial institutions with whom we have joint marketing agreements. If you prefer that we not disclose information about you to nonaffiliated third parties, you may opt out of those disclosures, that is, you may direct us not to make those disclosures (other than those permitted by law). If you wish to opt out of disclosures to nonaffiliated third parties, you should contact us at (800) 644-0439. We restrict access to information about you to those employees who we determine need to know that information to provide products or services to you. We maintain physical, electronic, and procedural safeguards to guard information about you.

GCA

www.gcainc.com

Issued by Integrated Payment Systems Inc.
Englewood, Colorado 82-40/1021**CUSTOMER COPY**Think
Be Responsible
FOR INFORMATION ABOUT HELP
WITH A GAMBLING PROBLEM, CALL
1-800-522-4700**63220268****Pay To:**

[REDACTED] RESORT AND [REDACTED]

Pay The Sum Of: *\$300.00*** (U.S. Funds)**

Fee: \$10.95

Acct Charged: \$310.95

Purchased From: DEBIT

Reference: 004231146730

Location: 79798132

Cardholder: ASHLEY FERNANDEZ

Card Number: *****9472

Player's Card:

CASH

NON-NEGOTIABLE

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[REDACTED]
Sales Tax Inclusive
[REDACTED]

Gustav's Bar Paris
Check: 1227224
Server: Pinit F
Terminal: 122

Regular
Eiffel Tower 33.98
" 16.99

Subtotal 33.98
Total 33.98

Cash 40.00
Change 6.02

GRAND TOTAL 33.98

T122 C30222 2/12/2010 0:16

TR#

Dine at Paris, Bally
Flamingo, Harrahs, C
and charge your hote

OPEN UNTIL 10:30 PM
Visit us at WWW.ABCSTORES.COM

02187268169 WINNING GUM 2 10
09060000014 USA GOLD 1 10

SUBTOTAL 7.24

8.10% TAX

TOTAL

MC

MC: XXXXXXXXXXXXX9472

APPR: 076884

Tran Code: 04F OHAB 00A 0330



04FOHAB00A0330

41958 560 # 75

(REPRINT #1)

Register: 10 11 AM

** Save your receipts for FREE GIFTS **

SALES DRAFT

2000 Las Vegas Boulevard South
LAS VEGAS, NEVADA 89104
(800) 998-6937

MERCH ID: 0000000000413369600

CASHIER: Roxann

TERMINAL: 373

Master Card

NAME: FERNANDEZ/ASHLEY
NUMBER: XXXXXXXXXXXXX9472
EXPIRE: XX/XX
AUTH: 051283
AMOUNT: 17.30

CHECK: 3730838

TABLE:

TOTAL: 17.30

GRATUITY:

TOTAL:

I agree to pay above total
amount according to my card
issuer agreement.

SIGNATURE

Merchant Copy

OPEN 24 HOURS

Visit us at WWW.ABCSTORES.COM

02720000559 KOOLS SINGL 6.75 T
 88892602113 S/B EGG SLD 2.99
 88892601106 S/B SNOWCH 3.99

SUBTOTAL 13.73
 8.10% TAX
 TOTAL 14.28
 MC (14.28)

MC: XXXXXXXXXXXXXXXX
 APPR:035170

Tran Code: 04E OHAC 00A 0516



04E0HAC00A0516

42920 956 # 121

(REPRINT #1)

Register:10

** Save your receipts for FREE GIFTS **

OPEN UNTIL 10:30 PM
 Visit us at WWW.ABCSTORES.COM

09060000014 USA GOLD 4.75 T
 385723152 JACKPOT SLD 9.99 T

SUBTOTAL 14.74
 8.10% TAX 1.19
 TOTAL 15.93
 CASH (16.00)
 CHANGE 0.07-

Tran Code: 04F OHAC 00E ON15



04F0HAC00EON15

40027 563 # 555
 Register:11

** Save your receipts for FREE GIFTS **

702-734-5110

200042 DANELLE

CHK 3612 12/13/10

1 DINNER BUFFET 18.99
 1 DINNER BUFFET 18.99

SUBTOTAL 37.98
 TAX 3.08
 PAYMENT 41.06
 2506
 FERNANDEZ, ASHLEY AN
 401995892242
 ROOM CHARGE 41.06

Gratuity :

Total :

Room Number:

Please Print Last Name*

SIGNATURE

please Visit our web site at
 www.theriviera.com